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FLOOR DEBATE

March 22, 2002 LB 729, 1303

SENATOR COORDSEN: Committee amendment is adopted. Back to the bill. I see no lights on. Senator Bromm, did you wish to close on the advancement of LB 1303 to E & R Initial? Closing is waived. The question before the body is the advancement of LB 1303 to E & R Initial. Those in favor please vote aye, those opposed nay. Record, Mr. Clerk.

CLERK: 33 ayes, 0 nays, Mr. President, on the advancement of LB 1303.

SENATOR COORDSEN: LB 1303 is advanced. Next item, Mr. Clerk.

CLERK: Mr. President, LB 729, a bill by Senator Hartnett. (Read title.) Introduced on January 17 of last year, at that time referred to the Urban Affairs Committee. Bill was advanced to General File. I do have committee amendments. (AM2565, Legislative Journal page 546.)

SENATOR COORDSEN: Senator Hartnett, to open on the bill.

SENATOR HARTNETT: Mr. Chairman, members of the body, this bill deals with planning and zoning in first and second class cities. Since the committee amendment replaces the original bill and merely adds additional conditions to the original bill, I am focused on the committee amendments. Under current law, the zoning jurisdictions of first class cities can be extended up to two miles from a boundary and the zoning jurisdictions for first class cities can extend up to one mile from its boundary. If a county engaged in zoning, its authority to zone extends to areas not subject to city zoning. The reason we introduced this bill or the bill was introduced is to provide some flexibility for cities as their growth in first and second class cities. The bill does not force anybody to do anything. The county may grant if they wish to do so. The city has no right to transfer. It has to make a case for it to the county. Other cities are protected. For first class cities, second class cities and villages no transfer of land within one-half of current zoning jurisdiction. For metropolitan primary class cities no transfer of land within three miles of current zoning jurisdiction, the decision to transfer jurisdiction made by the people elected by